

**CITY OF MILPITAS
APPROVED**

PLANNING COMMISSION MINUTES

August 23, 2006

**I.
PLEDGE OF
ALLEGIANCE**

Chair Williams called the meeting to order at 7:00 P.M. and led the Pledge of Allegiance.

**II.
ROLL CALL**

Present: Ali-Santosa, Azevedo, Galang, Mandal, Tabladillo and Williams
Absent: Ciardella
Staff: Bejines, Carrington and Ishijima

**III.
PUBLIC FORUM**

Chair Williams invited members of the audience to address the Commission on any topic not on the agenda, noting that no response is required from the staff or Commission, but that the Commission may choose to agendaize the matter for a future meeting.

There were no speakers from the audience.

**IV.
APPROVAL OF MINUTES
August 9, 2006**

Chair Williams called for approval of the minutes of the Planning Commission meeting of August 9, 2006.

Staff had no changes to the minutes.

Motion to approve the August 9, 2006 minutes.

M/S: Galang/Mandal

AYES: 5

NOES: 0

ABSTENTIONS: 1 (Azevedo)

**V.
ANNOUNCEMENTS**

Mr. Carrington noted that at last week's City Council meeting, they recommended that the Fairfield project move forward. The Fairfield project is a proposed change from light industrial to residential which staff was recommending denial because staff felt it was not appropriate for the area. The project will be brought to the Commission at a future date.

Commissioner Mandal asked what is the process. Mr. Carrington said that Fairfield did submit a complete application however staff did not review the EIR because it did not want to spend applicant money to review a project that staff wanted to deny. Under CEQA, staff doesn't have to do an environmental review if they are recommending denial. Now that Council has requested that the item go forward for processing, staff is reviewing the EIR and will take it to the Commission in the future.

Commissioner Mandal asked when would the project be coming back to the Commission. Mr. Carrington estimated at least two or 3 months.

Mr. Carrington also announced that the Council continued King Crab at a future date and the Commissioners lockers have been moved to the Fourth Floor Conference Room.

**VI.
CONFLICT
OF INTEREST**

City Attorney Richard Pio Roda asked if the Commission has any personal or financial conflict of interest on tonight's agenda.

There were no Commissioners that identified a conflict of interest.

**VII.
APPROVAL OF
AGENDA**

Chair Williams called for approval of the agenda.

Staff had no changes to the agenda.

Motion to approve the agenda.

M/S: Azevedo/Galang

AYES: 6

NOES: 0

**VIII.
CONSENT CALENDAR
Item No. 2**

Chair Williams asked whether staff, the Commission, or anyone in the audience wished to remove or add any items to the consent calendar.

Commissioner Azevedo requested that Agenda Item No. 1 (“S” Zone Approval Amendment No. SA2006-41) be added to the consent calendar.

Chair Williams pointed out that staff submitted a memo with corrections to the staff report that read as follows:

- Height of Arbor #1 should be corrected to 9 feet 10 inches instead of 8 feet.
- Fence will be comprised of a “galvanized” iron fence instead of “wrought” iron fence. Galvanized iron fences are more durable.
- Distance between the fence posts will be 25 feet instead of 8 feet.

Motion to add Agenda Item No. 1 to the consent calendar including staff’s corrections.

M/S: Azevedo/Tabladillo

AYES: 6

NOES: 0

Chair Williams opened the public hearing.

There were no speakers from the audience.

Motion to close the public hearing on Consent Item No.1 and continue Item No. 2 to September 27, 2006.

M/S: Azevedo/Mandal

AYES: 6

NOES: 0

Motion to approve the consent calendar.

M/S: Azevedo/Mandal

AYES: 6

NOES: 0

- *1 "S" ZONE APPROVAL AMENDMENT NO. SA2006-41:** A request for the construction of new accessory structures, including a deck, gazebo, arbor and trellis, addition of new lighting and the relocation of the perimeter fence for a hillside residence located at 1608 Pebble Beach Court. (*Recommendation: Recommend Approval to City Council*)
- *2 USE PERMIT AMENDMENT NO. UA2006-2 (Continued from June 14, 2006):** A request to sell all types of alcohol in conjunction with an existing convenience store located at 1491 S. Main Street. (*Recommendation: Continue to September 27, 2006*)

**IX.
ADJOURNMENT**

The meeting was adjourned at 7:09 p.m. to the next regular meeting of September 13, 2006.

Respectfully Submitted,

Tom Williams
Planning and Neighborhood Services
Director

Veronica Bejines
Recording Secretary